IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

WRIT PETITION NO : 16654 of 1994

Between:

Associated Cement Companies Ltd Mancherial Cement Works ,
Mancherial, Adilabad District rep. by its General Manager.

..... PETITIONER

AND

1 Union of India rep. by Secretary
Ministry of Labour, New Delhi.
2 The Regional Labour Commissioner (Central) ATI Campus Opp:

Shivam, Vidyanagar Hyderabad -500 007.
3 The Asst. Labour Commissioner (Central)-II, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to pass an order that the Notification no.SO.707, dated 17.3.93 in the Gazette of India Part-II, Sec.3 Sub-Sec.II at page 1082, dated 3.4.1993 is null and void and inoperative and ultra vires the Section 10 of the Contract Labour (Regulation & Abolition) Act, 1970 and ultravires the powers of the Central Government and consequently to restrain the respondents either by themselves or by their subordinates or agents to take any action against the petitioner and their officers in pursuance of the said Notification SO No.707, dated 17.3.1993 by issuance of a writ of Mandamus or any other appropriate writ or order or direction to grant such other relief to which the petitioner is entitled to in the circumstances of the case and to award costs, and pass

Counsel for the Petitioner:MR.K.SRINIVASAMURTHY

Counsel for the Respondents: GP FOR AGRICULTURE

The Court made the following :

O R D E R:

Learned Counsel for the petitioner submits that the matter is covered by the decision of this Court in **Ferro Alloys Corporation Limited and others V. Govt. of A.P. & Others ().**

2. Following the above said decision, the present writ petition is also allowed. No costs.

10-12-2004.

Mjl/*

Rule nisi is made absolute as above witnessed the Hon'ble Sri Devinder Gupta, the Chief Justice on this the Friday, 10th day of December, 2004.

ASSISTANT REGISTRAR

To

1. The Secretary, Union of India, Ministry of Labour, New Delhi.
2 The Regional Labour Commissioner (Central) ATI Campus Opp:

Shivam, Vidyanagar Hyderabad -500 007.
3 The Asst. Labour Commissioner (Central)-II, Hyderabad.

4. 2 CCs to G.P. for Agriculture, High Court buildings, Hyderabad.

5. 2 CD copies.